

**U.S. District Court**  
**United States District Court for the Western District of Washington (Seattle)**  
**CIVIL DOCKET FOR CASE #: 2:18-cv-01635-JCC**

Withey et al v. Federal Bureau of Investigation (FBI)  
Assigned to: U.S. District Judge John C Coughenour  
Cause: 05:552 Freedom of Information Act

Date Filed: 11/09/2018  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Michael E. Withey**

represented by **Fred Diamondstone**  
1218 THIRD AVENUE  
SUITE 1000  
SEATTLE, WA 98101  
206-568-0082  
Fax: 206-568-1683  
Email: fdiamondstone@seanet.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Leah S. Snyder**  
EMBER LAW PLLC  
1420 5TH AVENUE  
STE 2200  
SEATTLE, WA 98101  
206-899-6816  
Email: leah@emberlaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael E. Withey**  
LAW OFFICE OF MIKE WITHEY  
TWO UNION SQUARE  
601 UNION ST  
STE 4200  
SEATTLE, WA 98101  
206-405-1800  
Email: mike@witheylaw.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Sharon Maeda**

represented by **Fred Diamondstone**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Leah S. Snyder**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Michael E. Withey**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant****Federal Bureau of Investigation (FBI)**represented by **Katie Denise Fairchild**

US ATTORNEY'S OFFICE (SEA)  
 700 STEWART ST  
 STE 5220  
 SEATTLE, WA 98101-1271  
 206-553-7970  
 Email: katie.fairchild@usdoj.gov  
**ATTORNEY TO BE NOTICED**

**Kayla Stahman**

US ATTORNEY'S OFFICE (SEA)  
 700 STEWART ST  
 STE 5220  
 SEATTLE, WA 98101-1271  
 206-553-7970  
 Email: kayla.stahman@usdoj.gov  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
11/09/2018	<a href="#">1</a>	COMPLAINT against defendant(s) All Plaintiffs (Receipt # 0981-5538313) Attorney Fred Diamondstone added to party Sharon Maeda(pty:pla), Attorney Fred Diamondstone added to party Michael E. Withey(pty:pla), filed by Michael E. Withey, Sharon Maeda. (Attachments: # <a href="#">1</a> Exhibit Ex 1-16 (with redactions))(Diamondstone, Fred) (Entered: 11/09/2018)
11/09/2018	<a href="#">2</a>	CIVIL COVER SHEET ; filed by Plaintiffs Sharon Maeda, Michael E. Withey. (Diamondstone, Fred) (Entered: 11/09/2018)
11/12/2018	<a href="#">3</a>	PRAECIPE TO ISSUE SUMMONS to FBI by Plaintiffs Sharon Maeda, Michael E. Withey (Attachments: # <a href="#">1</a> Summons)(Diamondstone, Fred) (Entered: 11/12/2018)
11/13/2018		U.S. District Judge John C Coughenour added. (GT) (Entered: 11/13/2018)
11/13/2018	<a href="#">4</a>	Summons Electronically Issued as to defendant Federal Bureau of Investigation (FBI) (GT) (Entered: 11/13/2018)
11/14/2018	<a href="#">5</a>	AFFIDAVIT of Mailing of Summons and Complaint to FBI - Director OIP on 11/13/2018, filed by Plaintiffs Sharon Maeda, Michael E. Withey. (Diamondstone, Fred) (Entered: 11/14/2018)
11/14/2018	<a href="#">6</a>	MINUTE ENTRY re: STATUS CONFERENCE.  The attorney who will be responsible for trying the case, or that attorney's representative, should attend the conference and be prepared to discuss the following matters at the conference: <b>1.</b> An estimate of the number of days needed for trial; <b>2.</b> The date by which the case will be ready for trial; <b>3.</b> Whether the parties intend to mediate per LCR 39.1 and, if so, when the parties expect to complete mediation; If counsel's office is outside of the Greater Metropolitan Seattle area, local counsel should attend on behalf of non-local counsel. If local counsel is unavailable, non-local counsel may make arrangements to participate telephonically in the conference by contacting the Courtroom Deputy Clerk at <b>Paul_Pierson@wawd.uscourts.gov</b> at least TEN (10) DAYS in advance of the proceeding. Counsel do NOT need to file a Joint Status Report or Rule 26(f) Report in advance of the Status Conference. Counsel should plan on arriving 10-15 minutes early to check in with the Courtroom Deputy Clerk as the Court's calendar begins promptly at 9:00 a.m. COUNSEL OR THE PRO SE PARTY WHO FILED THIS MATTER SHALL IMMEDIATELY NOTIFY ALL PARTIES OF THE DATE AND TIME OF THE SCHEDULED STATUS CONFERENCE.  <b>A Status Conference is ordered set for 2/26/2019 at 9:00 AM</b> in Courtroom 16206 before U.S. District Judge John C. Coughenour. (PP) (Entered: 11/14/2018)
11/14/2018	<a href="#">7</a>	ORDER REGARDING DISCOVERY AND DEPOSITIONS by U.S. District Judge John C. Coughenour. (PP) (Entered: 11/14/2018)

11/14/2018	<a href="#">8</a>	NOTICE TO FILER: re <a href="#">1</a> Complaint. <b>Notice of Filing Deficiency</b> ** Action Required ** See Attached Letter for More Information and Instructions. (KB) (Entered: 11/14/2018)
11/14/2018	<a href="#">9</a>	NOTICE of Related Case(s) 82-1055, by Plaintiffs Sharon Maeda, Michael E. Withey. (Diamondstone, Fred) (Entered: 11/14/2018)
11/20/2018	<a href="#">10</a>	PRAECIPE TO ISSUE SUMMONS to <i>FBI</i> by Plaintiffs Sharon Maeda, Michael E. Withey (Attachments: # <a href="#">1</a> Summons)(Diamondstone, Fred) (Entered: 11/20/2018)
11/21/2018	<a href="#">11</a>	Second Summons Electronically Issued as to defendant Federal Bureau of Investigation (FBI) (TH) (Entered: 11/21/2018)
12/14/2018	<a href="#">12</a>	NOTICE of Appearance by attorney Kayla Stahman on behalf of Defendant Federal Bureau of Investigation (FBI). (Stahman, Kayla) (Entered: 12/14/2018)
12/14/2018	<a href="#">13</a>	NOTICE of Appearance by attorney Katie Denise Fairchild on behalf of Defendant Federal Bureau of Investigation (FBI). (Fairchild, Katie) (Entered: 12/14/2018)
12/19/2018	<a href="#">14</a>	ERRATA re <a href="#">1</a> Complaint, <i>with Corrected Complaint (Attached)</i> by Plaintiffs Sharon Maeda, Michael E. Withey (Attachments: # <a href="#">1</a> Complaint)(Diamondstone, Fred) (Entered: 12/19/2018)
12/21/2018	<a href="#">15</a>	ANSWER to <a href="#">1</a> Complaint, by Federal Bureau of Investigation (FBI).(Fairchild, Katie) (Entered: 12/21/2018)
01/14/2019	<a href="#">16</a>	MOTION to Stay <i>Case in Light of Lapse of Appropriations</i> , filed by Defendant Federal Bureau of Investigation (FBI). (Attachments: # <a href="#">1</a> Proposed Order) Noting Date 1/14/2019, (Fairchild, Katie) (Entered: 01/14/2019)
01/15/2019	<a href="#">17</a>	MINUTE ORDER granting Defendant's <a href="#">16</a> Motion to Stay <i>Case in Light of Lapse of Appropriations</i> . The case is STAYED until appropriations have been restored to Defendant. All deadlines shall be EXTENDED commensurate with the duration of the lapse of appropriations. Authorized by U.S. District Judge John C Coughenour. (TH) (Entered: 01/15/2019)
01/29/2019	<a href="#">18</a>	Stipulated MOTION To Set Status Conference , filed by Plaintiffs Sharon Maeda, Michael E. Withey. (Diamondstone, Fred) (Entered: 01/29/2019)
01/29/2019	<a href="#">19</a>	NOTICE of Appropriations Received re <a href="#">17</a> Order on Motion to Stay, ; filed by Defendant Federal Bureau of Investigation (FBI). (Fairchild, Katie) (Entered: 01/29/2019)
01/30/2019	<a href="#">20</a>	MINUTE ORDER re Parties' <a href="#">18</a> Stipulated Motion To Set Status Conference. <b>Status Conference reset for 3/5/2019 at 9:00 AM</b> . The stay on the case is LIFTED. Authorized by U.S. District Judge John C Coughenour. (TH) (Entered: 01/30/2019)

03/05/2019	<a href="#">21</a>	<p>MINUTE ENTRY re: STATUS CONFERENCE held before United States District Judge John C. Coughenour; Courtroom Deputy Clerk Paul Pierson; Court Reporter Vernon; Plaintiff(s) Counsel Michael Withey, Fred Diamondstone &amp; Leah Snyder; Defendant(s) Counsel Katie Fairchild &amp; Kayla Stahman.</p> <p>The case was called and counsel made their appearance. The Court inquires of counsel concerning their desired trial date and time estimate for trial. Note that <u>all</u> depositions, discovery and perpetuation, must be completed before the discovery completion date.</p> <p>Counsel are advised that this case is one of several cases set for the week described below. Counsel shall be prepared to commence trial as scheduled, but understand that the trial may have to be continued. Counsel are directed to contact the Courtroom Deputy Clerk at <a href="mailto:paul_pierson@wawd.uscourts.gov">paul_pierson@wawd.uscourts.gov</a> 2-4 weeks in advance of the trial date regarding the Court's trial calendar.</p> <p>Case management dates are established as follows: <b>5 DAY ESTIMATE for a COURT TRIAL set on 7/6/2020 at 9:30 AM</b> in Courtroom 16206 before U.S. District Judge John C. Coughenour. Proposed Pretrial Order is due by 6/26/2020. Pleading amendment/3rd pty action is/are due by 8/2/2019. Trial briefs will be submitted by 7/2/2020. Discovery cutoff is 120 days before trial and the dispositive motion filing deadline is 90 days before trial.</p> <p>Counsel shall attend Courtroom Technology Training at least 1 month in advance of the trial date in order to become familiar utilizing the <b>new</b> A/V equipment now available in the courtroom. Training is held at 3:00 p.m. on the 1st and 3rd Wednesday of each month in Courtroom 18B. (PP) (Entered: 03/05/2019)</p>
10/04/2019	<a href="#">22</a>	NOTICE of Unavailability of counsel Fred Diamondstone for Plaintiffs Sharon Maeda, Michael E. Withey from Nov. 1, 2019 - Nov. 11, 2019. (Diamondstone, Fred) (Entered: 10/04/2019)